

RECORD OF THE COUNCIL OF THE CITY OF SAINT CHARLES, MISSOURI  
August 17, 2010

The City Council convened in Regular Session on Tuesday, August 17, 2010, at 7:00 P.M. in the Council Chambers on the fourth floor of City Hall, 200 North Second Street, with President of the Council Michael Klinghammer, presiding, and the Honorable Mayor Patricia M. York and Members of the Council present as follows: Laurie Feldman, Bob Kneemiller, Larry Muench, Bridget Ohmes, Jerry Reese, Ron Stivison, and Richard Veit. Absent: Dave Beckering and Michael Weller. City Clerk Marilyn K. McCoy was present and performed the duties of that office.

File #47279

The meeting was opened with the Invocation, those present standing in a moment of silence, followed by the Pledge of Allegiance to the Flag.

A motion was made by LARRY MUENCH to excuse the absences of Vice President of the Council Dave Beckering and Councilmember Michael Weller. RON STIVISON seconded the motion. All voted in favor, motion passed.

AWARDS/PROCLAMATIONS

Presentation by Police Chief Bob Pruett, Chairman for the Certification Committee for the Missouri Police Chief's Association, of the Acknowledgement of Certification for the St. Charles Police Department

Bellefontaine Neighbors Police Chief Bob Pruett, Chairman for the Certification Committee for the Missouri Police Chief's Association, explained the process to achieve the Police Department Certification. Sheldon Lineback, Executive Director of Missouri Police Chief's Association, presented the Certification to the St. Charles Police Department. Police Chief Dennis Corley accepted the Certification on behalf of the St. Charles Police Department; recognized the Certification Team Members Captain Bob Boerding, Lt. Paul West, Captain Pat McCarrick, and Lt. Dave Simpson; and introduced the Police Department Command Staff present, as follows: Lt. Mike Akers, Major Donovan Kenton, Business Service Manager Rich Oestreich, Detective Mike Myers, Captain Don Thurman, Sgt. Gary Schwendemann, Major Ed Mitchell, and Lt. Mark Earhardt.

Introduction of Newly Hired Deputy City Clerk Sarah Brady

City Clerk Marilyn McCoy introduced newly hired Deputy City Clerk Sarah Brady. The Council welcomed Ms. Brady as an employee of the City Clerk's Office.

Presentation of Checks to the Following Grant Recipients

*Boone Center.* Presentation of check was made by Councilmember Laurie Feldman to grant recipient Boone Center in the amount of \$1,850.00; and a brief presentation was given by Karen Schleicher explaining the functions of the organization.

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*Community Living.* Presentation of check was made by Councilmember Laurie Feldman to grant recipient Community Living in the amount of \$700.00; and a brief presentation was given by Pam Keys, Director of Respite Services, explaining the functions of the organization.

*C.R.E.A.T.E. Leftovers.* Presentation of check was made by Councilmember Laurie Feldman to grant recipient C.R.E.A.T.E. Leftovers in the amount of \$3,000.00; and a brief presentation was given by Sandy O'Dell explaining the functions of the organization.

*St. Charles Neighborhood Preservation Partnership.* Presentation of check was made by Councilmember Richard Veit to grant recipient St. Charles Neighborhood Preservation Partnership in the amount of \$6,000.00; and a brief presentation was given by John Benisch and Anita Telkamp explaining the functions of the organization.

*Sts. Joachim and Ann Care Service.* Presentation of check was made by Councilmember Richard Veit to grant recipient Sts. Joachim and Ann Care Service in the amount of \$3,000.00; and a brief presentation was given by Kathy Henderson explaining the functions of the organization.

*Volunteers in Medicine.* Presentation of check was made by Councilmember Larry Muench to grant recipient Volunteers in Medicine in the amount of \$4,000.00; and a brief presentation was given by Anita Hockett explaining the functions of the organization.

*Youth in Need.* Presentation of check was made by Councilmember Larry Muench to grant recipient Youth in Need in the amount of \$2,000.00; and a brief presentation was given by Jim Braun explaining the functions of the organization.

Proclamation Congratulating Matt Felts for his Recent Record Contract with  
Cross and Crown Music

The Proclamation was referred to a future Council Meeting for presentation.

PUBLIC COMMENT RELATIVE TO AGENDA ITEMS

Council Bill 10264 Authorizing a Right-of-Way Encroachment License Agreement  
with Quintessential Hospitality Group, LLC, for the Construction, Operation and  
Maintenance of a Sidewalk Café Located at 149 North Main Street

**Penny Pitman**, 105 North Main Street, requested that the Historic Downtown District be included in discussions relative to the establishment of sidewalk cafes on North Main Street.

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**CLOSED SESSION**

A roll call vote was taken to adjourn into closed session relative to legal actions, causes of action, or litigation (RSMo 610.021.1); hiring, firing, disciplining or promoting of particular employees when information relating to the performance or merit of individual employees is discussed or recorded (RSMo 610.021.3); and sealed proposals and related documents or any documents related to a negotiated contract (RSMo. 610.021.12), at 7:40 p.m., with the following results: "Aye": Feldman, Klinghammer, Kneemiller, Muench, Ohmes, Reese, Stivison, and Veit. "Nay": None. Absent: Weller and Beckering. Motion passed. The Regular Council Meeting was reconvened at 8:20 p.m., with President of the Council Michael Klinghammer, presiding, and the Honorable Mayor Patricia M. York and Members of the Council present as follows: Laurie Feldman, Bob Kneemiller, Larry Muench, Bridget Ohmes, Jerry Reese, Ron Stivison, and Richard Veit. Absent: Dave Beckering and Michael Weller.

**RESOLUTIONS**

A Resolution to Re-Establish a Procedure to Disclose Potential Conflicts of Interests for Certain Municipal Officials (*Sponsor: Michael Klinghammer*)  
**Passed** "Aye": Klinghammer, Kneemiller, Muench, Ohmes, Reese, Stivison, Veit, and Feldman  
"Nay": None  
Absent: Weller and Beckering  
**Approved** by the Honorable Mayor on August 18, 2010, and is known as **Resolution R10-14**

A Resolution Declaring One (1) 1999 JCB 215 Backhoe as Surplus Property and Authorizing Disposal by Trade-In with Purchase of Replacement (*Sponsor: Michael Klinghammer*)  
**Passed** "Aye": Klinghammer, Kneemiller, Muench, Ohmes, Reese, Stivison, Veit, and Feldman  
"Nay": None  
Absent: Weller and Beckering  
**Approved** by the Honorable Mayor on August 18, 2010, and is known as **Resolution R10-12**

A Resolution Revising Existing Façade Grant Improvement Guidelines and the Eligibility Area Map (*Sponsor: Ron Stivison*)  
**Passed** "Aye": Klinghammer, Kneemiller, Muench, Ohmes, Reese, Stivison, Veit, and Feldman  
"Nay": None  
Absent: Weller and Beckering  
**Approved** by the Honorable Mayor on August 18, 2010, and is known as **Resolution R10-13**

A Resolution Declaring One Hundred Forty Three (143) Old Cell Phones as Surplus Property and Allowing the Disposal Through Full Circle Wireless, Inc. (*Sponsor: Laurie Feldman*)

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**Passed** “Aye”: Klinghammer, Kneemiller, Muench, Ohmes, Reese, Stivison, Veit,  
and Feldman

“Nay”: None

Absent: Weller and Beckering

**Approved** by the Honorable Mayor on August 18, 2010, and is known as **Resolution R10-15**

A Resolution in Support of the Backstoppers Shoot-Out Boat Race and Washers  
Tournament Fundraisers Schedule for September 11, 2010 (*Sponsor: Richard Veit*)

**Passed** “Aye”: Klinghammer, Kneemiller, Muench, Ohmes, Reese, Stivison, Veit,  
and Feldman

“Nay”: None

Absent: Weller and Beckering

**Approved** by the Honorable Mayor on August 18, 2010, and is known as **Resolution R10-16**

**BILLS FOR FINAL PASSAGE**

**Bill 10256**

An Ordinance Authorizing a Contract with Wright Express Financial Services  
Corporation to Provide Unleaded Gasoline and Diesel Fuel Services from September 1,  
2010 Through August 31, 2011 for the City of St. Charles in an Annual Amount Not to  
Exceed \$606,850.00 (*Sponsor: Michael Klinghammer*)

**Passed** “Aye”: Kneemiller, Muench, Ohmes, Reese, Stivison, Veit, Feldman, and  
Klinghammer

“Nay”: None

Absent: Weller and Beckering

**Approved** by the Honorable Mayor on August 20, 2010, and is known as **Ordinance 10-177**

**Bill 10263 (Held)**

An Ordinance Authorizing a Right-of-Way Encroachment License Agreement with R.T.  
Weiler’s for the Construction, Operation and Maintenance of a Sidewalk Café Located at  
201 North Main Street (*Sponsor: Richard Veit*)

Council Bill 10263 was held by Sponsor Richard Veit.

**Bill 10264 (Held)**

An Ordinance Repealing Ordinance Number 10-85 and Enacting a New Ordinance  
Authorizing a Right-of-Way Encroachment License Agreement with Quintessential  
Hospitality Group, LLC, for the Construction, Operation and Maintenance of a Sidewalk  
Café Located at 149 North Main Street (*Sponsor: Richard Veit*)

Council Bill 10264 was held by Sponsor Richard Veit.

**Bill 10265 (Amended and Passed)**

An Ordinance Approving the Delivery of not to Exceed \$95,000,000 Aggregate Principal  
Amount of Certificates of Participation (City of St. Charles, Missouri, Lessee), Series  
2010, the Proceeds of Which will be Used to Pay Certain Capital Costs, Including the

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Costs of Constructing, Renovating and Improving the City's Waterworks and Sewerage Systems; and Authorizing the Execution of Certain Documents and Actions in Connection Therewith (*Sponsor: Michael Klinghammer*)

A motion was made by LAURIE FELDMAN to amend Council Bill 10265 to add Section 1 relative to Authorization of Series 2010 Certificates. BRIDGET OHMES seconded the motion. All voted in favor, motion passed. A vote for passage of Council Bill 10265 was taken, with the following results:

**Passed** "Aye": Kneemiller, Muench, Ohmes, Reese, Stivison, Veit, Feldman, and Klinghammer  
"Nay": None  
Absent: Weller and Beckering

**Approved** by the Honorable Mayor on August 18, 2010, and is known as **Ordinance 10-170**

**Bill 10266**

An Ordinance Approving the Record Plat for Linden Lodge, a Subdivision of the City of Saint Charles, Missouri (*Sponsor: Jerry Reese*)

**Passed** "Aye": Kneemiller, Muench, Ohmes, Reese, Stivison, Veit, Feldman, and Klinghammer  
"Nay": None  
Absent: Weller and Beckering

**Approved** by the Honorable Mayor on August 18, 2010, and is known as **Ordinance 10-171**

**Bill 10268**

An Ordinance Authorizing a Contract with Schulte Supply, Inc. for the Purchase of Supplies for the Water Division in an Amount Not to Exceed \$229,703.81 (*Sponsor: Michael Klinghammer*)

**Passed** "Aye": Kneemiller, Muench, Ohmes, Reese, Stivison, Veit, Feldman, and Klinghammer  
"Nay": None  
Absent: Weller and Beckering

**Approved** by the Honorable Mayor on August 20, 2010, and is known as **Ordinance 10-178**

**Bill 10269**

An Ordinance Authorizing a Three Year Contract with CBIZ Benefits & Insurance Services, Inc., to Provide Broker of Record and Employee Benefits Consulting Services in an Annual Amount of Sixty Thousand Dollars (\$60,000) for a Total Amount Not to Exceed One Hundred Eighty Thousand Dollars (\$180,000) (*Sponsor: Michael Klinghammer*)

**Passed** "Aye": Kneemiller, Muench, Ohmes, Reese, Stivison, Veit, Feldman, and Klinghammer  
"Nay": None  
Absent: Weller and Beckering

**Approved** by the Honorable Mayor on August 18, 2010, and is known as **Ordinance 10-172**

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**Bill 10270**

An Ordinance Authorizing a Software License and Services Agreement with SunGard Public Sector, Inc., for a Computer Aided Dispatch System, Records Management System, Mobile Computing and Related Systems for the City of St. Charles Police Department in an Amount Not to Exceed \$783,963. (*Sponsors: Michael Weller, Bob Kneemiller, Larry Muench, and Jerry Reese*)

**Passed**       “Aye”: Kneemiller, Muench, Ohmes, Reese, Stivison, Veit, Feldman, and Klinghammer

              “Nay”: None

              Absent: Weller and Beckering

**Approved** by the Honorable Mayor on August 18, 2010, and is known as **Ordinance 10-173**

**Bill 10271**

An Ordinance Amending Chapters 51, 52, 151 and 154 of the Code of Ordinances of the City of St. Charles by Amending Sections 51.16, 52.20, 151.15, 151.30, 151.68, and 154.059 to Provide Developers Achieving Tier 1 Status Under the City’s Green Point Rating System Infrastructure Alternatives on Qualified Projects (*Sponsors: All Members of the City Council*)

**Passed**       “Aye”: Kneemiller, Muench, Ohmes, Reese, Stivison, Veit, Feldman, and Klinghammer

              “Nay”: None

              Absent: Weller and Beckering

**Approved** by the Honorable Mayor on August 18, 2010, and is known as **Ordinance 10-174**

**Bill 10272 (Amended)**

An Ordinance Repealing Ordinances 02-10 and 07-29 and Enacting a New Ordinance Providing Compensation for the Mayor and the Municipal Judge; and an Effective Date (*Sponsors: Richard Veit and Michael Weller*)

A motion was made by BRIDGET OHMES to amend Council Bill 10272 by amending the compensation of the Mayor to \$72,000 effective April 2011; and amending the compensation of the Municipal Judge to \$32,000 effective April 2011. RICHARD VEIT seconded the motion. Following a discussion relative to voting on the compensation of the Mayor and the Municipal Judge separately, the motion and second were withdrawn by Bridget Ohmes and Richard Veit, respectively.

A motion was made by BRIDGET OHMES to amend Council Bill 10272 by amending the compensation of the Mayor to \$72,000 effective April 2011, with a two and one-half percent increase on January 1<sup>st</sup> of 2012, 2013, 2014. RON STIVISON seconded the motion. A roll call vote was taken, with the following results: “Aye”: Muench, Ohmes, Reese, Stivison, and Klinghammer. “Nay”: Veit, Feldman, and Kneemiller. Absent: Weller and Beckering. Motion failed.

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A motion was made by BRIDGET OHMES to amend Council Bill 10272 by amending the compensation of the Municipal Judge to \$32,000 effective April 2011, with a two and one-half percent increase on January 1<sup>st</sup> of 2012, 2013, 2014. RON STIVISON seconded the motion. Following a brief discussion relative to the lack of a time constraint to establish the compensation of the Municipal Judge, the motion and second were withdrawn by Bridget Ohmes and Ron Stivison, respectively.

A motion was made by BOB KNEEMILLER to amend Council Bill 10272 by withdrawing all reference to compensation for the Municipal Judge. LAURIE FELDMAN seconded the motion. A roll call vote was taken, with the following results: "Aye": Ohmes, Reese, Stivison, Feldman, Klinghammer, Kneemiller, and Muench. "Nay": Veit. Absent: Weller and Beckering. Motion passed.

A motion was made by BOB KNEEMILLER, on behalf of Councilmember Dave Beckering, to amend Council Bill 10272 by amending the compensation of the Mayor as follows: \$65,000 commencing May 1, 2011; \$66,625 commencing January 1, 2012; \$68,290 commencing January 1, 2013, and \$70,000 commencing January 1, 2014. LAURIE FELDMAN seconded the motion. A roll call vote was taken, with the following results: "Aye": Feldman and Kneemiller. "Nay": Reese, Stivison, Veit, Klinghammer, Muench, and Ohmes. Absent: Weller and Beckering. Motion failed.

A motion was made by LARRY MUENCH to amend Council Bill 10272 by amending the compensation of the Mayor to \$70,000 effective May 1, 2011, with a two and one-half percent increase on January 1<sup>st</sup> of 2012, 2013, 2014. BOB KNEEMILLER seconded the motion. A roll call vote was taken, with the following results: "Aye": Klinghammer, Kneemiller, Muench, and Ohmes. "Nay": Stivison, Veit, Feldman, and Reese. Absent: Weller and Beckering. Motion failed.

A motion was made by RICHARD VEIT to amend Council Bill 10272 by amending the compensation of the Mayor to \$66,000 effective April 2011; \$72,000 effective January 1, 2012; \$78,000 effective January 1, 2013; and \$84,000 effective January 1, 2014. BRIDGET OHMES seconded the motion. A roll call vote was taken, with the following results: "Aye": Veit, Klinghammer, Ohmes, Reese, and Stivison. "Nay": Feldman, Kneemiller, and Muench. Absent: Weller and Beckering. Motion failed.

Councilmember Richard Veit requested that Council Bill 10272 be placed on the agenda for the Special Council Meeting scheduled for August 31, 2010.

Councilmember Laurie Feldman requested that the average percentage increase in salary for employees and department directors in 2010 be provided.

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**Bill 10273**

An Ordinance Computing the Final Costs Of Certain Improvements Within the Streets of St. Charles at Noah's Ark Neighborhood Improvement District of the City; Apportioning the Cost of Such Improvements Among the Properties Benefited; Assessing the Final Costs as Special Assessments; and Providing Further Authority, All Pursuant to the Neighborhood Improvement District Act (*Sponsors: Laurie Feldman and Bob Kneemiller*)

**Passed** "Aye": Kneemiller, Muench, Ohmes, Reese, Stivison, Veit, Feldman, and Klinghammer  
"Nay": None  
Absent: Weller and Beckering

**Approved** by the Honorable Mayor on August 18, 2010, and is known as **Ordinance 10-175**

**Bill 10274**

An Ordinance Accepting the Conveyance of Certain Real Property; Approving a Grant of Temporary Construction Easement; Approving a Conveyance Agreement; Approving a Certificate of Acceptance by the Plaza at Noah's Ark Community Improvement District; and Authorizing Payments from the Project Fund in Connection with Phase One of the Streets of St. Charles at Noah's Ark Neighborhood Improvement District (*Sponsors: Laurie Feldman and Bob Kneemiller*)

**Passed** "Aye": Kneemiller, Muench, Ohmes, Reese, Stivison, Veit, Feldman, and Klinghammer  
"Nay": None  
Absent: Weller and Beckering

**Approved** by the Honorable Mayor on August 18, 2010, and is known as **Ordinance 10-176**

**BILLS FOR INTRODUCTION**

The following Council Bills were introduced:

**Bill 10275**

An Ordinance Amending Ordinance No. 08-268 by Revising Exhibit A, the List of Persons Authorized for Use of Account and "Specimen Signatures," Due to the Hiring of a New Information Technology Director (*Sponsor: Michael Klinghammer*)

**Bill 10276**

An Ordinance Authorizing an Amendment to the Contract with St. Charles County for Use of St. Charles County Transportation Sales Tax Funds to Study Possible Improvements at the I-70 Interchanges at Zumbuhl Road and Cave Springs Road (*Sponsor: Jerry Reese*)

**Bill 10277**

An Ordinance Authorizing Acceptance of Streets, Storm Sewer, Sanitary Sewer, Water and Their Appurtenances at Charlestowne Plat 1, Lots 1 – 120, and Release of Security (*Sponsor: Michael Klinghammer*)



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**Bill 10278**

An Ordinance Amending Chapter 93 of the Code of Ordinances of the City of St. Charles, Missouri by Amending Sections 93.16, 93.19, 93.20, 93.21 and 93.22 Pertaining to Oak Grove Cemetery and Adopting and Approving New Rules and Regulations Governing Oak Grove Cemetery (*Sponsors: Ron Stivison and Laurie Feldman*)

**Bill 10279**

An Ordinance Authorizing the First Renewal of the Wastewater and Sewage Treatment Agreement with East Central Missouri Water and Sewer Authority (ECM) for Wastewater Discharge into the City's Sewer System for a Five (5) Year Contract, August 2, 2011 Through August 1, 2016 (*Sponsor: Michael Klinghammer*)

**Bill 10280**

An Ordinance Repealing Ordinance 73-10 Which Established a Loading Zone Along the East Side of Third Street From 80 Feet North of Decatur Street North to Franklin Street (*Sponsors: Bridget Ohmes, Larry Muench, Michael Klinghammer, Jerry Reese, and Ron Stivison*)

**Bill 10281**

An Ordinance Suspending the Prohibition Against the Consumption of Alcoholic Beverages in Public Places at the Location of and During the Hours of Operation of the Muni's on Main Event to be Held on Monday, September 13, 2010 (*Sponsor: Richard Veit*)

**Bill 10282**

An Ordinance Authorizing an Engineering Services Contract with Crawford, Bunte, Brammeier to Provide a Congestion Reduction Study: I-70 Interchanges with Zumbuhl/Cave Springs Roads in an Amount Not to Exceed \$173,779.00 (*Sponsor: Jerry Reese*)

**Bill 10283**

An Ordinance Authorizing a Wellness Fitness Initiative Agreement with Lindenwood University Allowing the St. Charles Fire Department Limited Use to the Fitness Center on the Lindenwood University Main Campus (*Sponsor: Michael Klinghammer*)

**Bill 10284**

An Ordinance Approving Costs of Certain Improvements; and Authorizing Payments from the Project Fund in Connection with Phase One of the Streets of St. Charles at Noah's Ark Neighborhood Improvement District (*Sponsors: Laurie Feldman and Bob Kneemiller*)

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**Bill 10285**

An Ordinance Approving the Record Plat for a Resubdivision of Lot 116, Block 15 of Blanchette Hills Addition, a Subdivision in the City of St. Charles, Missouri (*Sponsor: Dave Beckering*)

**Bill 10286**

An Ordinance Amending Ordinance Number 09-321 by Amending Certain Revenue, Expenditure, and Fund Balance Accounts for the Budget for the Fiscal Year 2010 (Budget Amendment #5) (*Sponsor: Michael Klinghammer*)

ITEMS FOR DISCUSSION AND/OR COUNCIL ACTION

Establishment and Appointment to the Council Committee for Recruitment of City Clerk

President of the Council Michael Klinghammer established a Council Committee for Recruitment of a City Clerk; and recommended the following Councilmembers to serve on the Committee: Laurie Feldman, Michael Klinghammer, Larry Muench, and Jerry Reese. A motion was made by LAURIE FELDMAN to accept the recommendation of President of the Council Michael Klinghammer to appoint Laurie Feldman, Michael Klinghammer, Larry Muench, and Jerry Reese to the Council Committee for Recruitment of a City Clerk. LARRY MUENCH seconded the motion. All voted in favor, motion passed.

Discussion Relative to Employee Award and Holiday Party for 2010

President of the Council Michael Klinghammer stated that the 2010 Awards Banquet and the Holiday Party would be combined as last year; and requested Council's approval to fund a portion of the Event out of Council Directives. A motion was made by LAURIE FELDMAN to approve up to \$10,000 to be paid out of the Council Directives Account for the Awards Banquet and Holiday Party. BRIDGET OHMES seconded the motion. All voted in favor, motion passed.

CONSENT AGENDA

Councilmember Bob Kneemiller removed *Item 10.E.1 Contract with ERB Equipment Company, Inc. for One (1) 2010 John Deere 410J Backhoe in an Amount Not to Exceed \$61,820* from the Consent Agenda. A motion was made by LARRY MUENCH to approve the balance of the Consent Agenda. RON STIVISON seconded the motion. A roll call vote was taken, with the following results: "Aye": Feldman, Klinghammer, Kneemiller, Muench, Ohmes, Reese, Stivison, and Veit. "Nay": None. Absent: Weller and Beckering. Motion passed.

A. Approval of Council Minutes

1. Special Council Meeting of July 27, 2010
2. Regular Council Meeting of August 3, 2010
3. Public Hearing of August 3, 2010

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4. Special Council Meeting of August 10, 2010
- B. Approval of Council Committee Reports
1. Approval of Council Committee Minutes
- a. Council Work Session of August 3, 2010
- File #47292
2. Approval of Council Committee Motions/Actions/Recommendations
- a. Council Work Session of August 3, 2010 (*None*)
- C. Receipt of Reports from Boards, Commissions or Committees
1. Convention Center Oversight Subcommittee of May 24, 2010
- a. Motion to Ratify the Actions of the Executive Committee Regarding Awarding Global Spectrum the Convention Center Management Contract
- b. Motion to Name David Rosenwasser to Oversee the Convention Center Management Contract
- File #47347
2. Beautification Commission Meeting of June 2, 2010
- a. Motion to Permit Staff to Enter into Negotiations for the Maintenance of the Pocket Park Located at Madison and Main Streets
- b. Motion to Support the Changes to the Existing Façade Grant Guidelines
- File #47316
3. Sr. Citizen Advisory Commission Meeting of May 18, 2010
- File #47345
4. Sr. Citizen Advisory Commission Meeting of June 15, 2010
- a. Motion to hold the September and October Meetings at Parkside Meadows
- File#47345
5. Arts & Culture Commission Meeting of May 10, 2010
- a. Motion to Approve Funding for Oktoberfest 2010 in the Amount of \$10,000
- b. Motion to Disburse the 20% Final Payment to the Following Grant Recipients:
- i. St. Charles County Symphony
- ii. Fete de Glace
- File #47317
- D. Receipt of Reports of the Director of Administration
- None



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- E. Approval of Contracts and Easements from \$30,001 - \$99,999
1. Contract with ERB Equipment Company, Inc. for One (1) 2010 John Deere 410J Backhoe in an Amount Not to Exceed \$61,820
- REMOVED FROM THE CONSENT AGENDA
- F. Preliminary Plats
- None
- G. Miscellaneous
1. Approval of Report of Court Administrator for Monies Collected and Deposited During the Month of July 2010
- File #47320
1. Approval of Liquor License Application for Greg Upchurch, d/b/a: Grand Opera House Banquet Center Located at 311 North Main Street
- File#47286
2. Investment Report July 2010
- File#47321

ITEM REMOVED FROM CONSENT AGENDA

Item 10.E.1. Contract with ERB Equipment Company, Inc. for One (1) 2010 John Deere 410J Backhoe in an Amount Not to Exceed \$61,820

Councilmember Bob Kneemiller voiced concern as to whether there was a need to replace the backhoe considering the \$19,000 offered as a trade in for the current backhoe. President of the Council Michael Klinghammer stated that this item would be referred to a future meeting; and that additional information regarding the item be provided to the Council.

REPORT OF THE MAYOR

Appointments to Boards and Commissions

A motion was made by LARRY MUENCH to approve the following appointments to Boards and Commissions as presented by the Honorable Mayor Patricia M. York:

Human Relations Commission: Reappointment of Joe Briscoe, Pat Porterfield and Nina Bryans for three-year terms ending in August, 2013.

Public Facilities Advisory Board: Reappointment of Gary Arthur for a three-year term ending in August, 2013.

RON STIVISON seconded the motion. A roll call vote was taken, with the following results: "Aye": Feldman, Klinghammer, Kneemiller, Muench, Ohmes, Reese, Stivison, and Veit. "Nay": None. Absent: Beckering and Weller. Motion passed.

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Report on Budget Amendment No. 5 (Council Bill 10286)

The Honorable Mayor Patricia M. York stated that the report relative to Budget Amendment No. 5 is included with Council Bill 10286.

Written and/or Verbal Messages from the Mayor

*Music on Main.* The Honorable Mayor Patricia M. York announced that Music on Main is scheduled for Wednesday, August 18, 2010, on North Main Street.

*St. Charles Municipal Band.* The Honorable Mayor Patricia M. York announced that the St. Charles Municipal Band performs in Frontier Park every Thursday night.

*Festival of the Little Hills.* The Honorable Mayor Patricia M. York announced that the Festival of the Little Hills is scheduled for August 20-22, 2010.

*Hot Summer Nights.* The Honorable Mayor Patricia M. York announced that Hot Summer Nights is scheduled for Saturday, August 28, 2010.

*St. Charles Convention Center.* The Honorable Mayor Patricia M. York announced that the St. Charles Convention Center will be hosting the following events: Recycled Kids Children's Consignment Sale – August 19-22, 2010; Treasure Chest Arts & Crafts Show – August 27-29, 2010; Missouri Municipal League – September 12-15, 2010; and South Asia Heritage Fair – September 19, 2010.

*Family Arena.* The Honorable Mayor Patricia M. York announced that the Family Arena will be hosting the following events: Mean Street – August 19, 2010; Heart – September 9, 2010; and Rob Zombie & Alice Cooper – October 7, 2010.

*Hot Weather.* The Honorable Mayor Patricia M. York reminded residents to take care of each other during the extremely hot weather.

ANNOUNCEMENTS FROM COUNCILMEMBERS/MISCELLANEOUS

Update from Council Liaisons on Board/Commission/Committee

*Board of Public Works.* As liaison to the Board of Public Works, President of the Council Michael Klinghammer announced that the bids received for the improvements at the Sewage Treatment Plants are significantly lower than anticipated.

Written and/or Verbal Messages from the Councilmembers

*St. Charles Night Out.* Councilmember Jerry Reese announced that St. Charles Night Out is scheduled for Wednesday, September 1, 2010.

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*Embassy Suites.* Councilmember Larry Muench announced that the St. Charles Embassy Suites was featured on the cover of the Embassy Suite Directory.

TABLED BILLS/PUBLIC HEARINGS

**Bill 10162**

An Ordinance Amending Section 40.23 of the Code of Ordinances Requiring Competitive Bidding with Contract Extensions and Renewals (*Sponsor: Bob Kneemiller*)  
(*Tabled on June 1, 2010*)

There was no action taken on Council Bill 10162.

CLOSED SESSION

A roll call vote was taken to adjourn into closed session relative to legal actions, causes of action, or litigation (RSMo 610.021.1); hiring, firing, disciplining or promoting of particular employees when information relating to the performance or merit of individual employees is discussed or recorded (RSMo 610.021.3); and sealed proposals and related documents or any documents related to a negotiated contract (RSMo. 610.021.12), with the following results:

“Aye”: Feldman, Klinghammer, Kneemiller, Muench, Ohmes, Reese, Stivison, and Veit.

“Nay”: None. Absent: Weller and Beckering. Motion passed.

The Open Session of the Regular Council Meeting was adjourned at 9:45 p.m.

*September 7, 2010*  
Date Approved

*Maureen M. Coy*  
City Clerk

*Michael Klinghammer*  
Michael Klinghammer, Presiding Officer